

TITLE IV
AUXILIARY PERSONNEL

CHAPTER 20
AUXILIARY PERSONNEL
[Prior to 5/18/88, Dental Examiners, Board of[320]]

650—20.1(153) Auxiliary personnel. A licensed dentist may employ unlicensed auxiliary personnel to perform any acts not considered to be the unauthorized practice of dentistry or dental hygiene. The term “auxiliary personnel” includes dental assistants (certified or uncertified), laboratory technicians who are employees of a licensed dentist and clerical or administrative employees. Employees of independent commercial dental laboratories are not considered to be auxiliary personnel, and are covered under 650—Chapter 21.

650—20.2(153) Unauthorized practice of dentistry or dental hygiene.

20.2(1) It shall be considered the unauthorized practice of dentistry or dental hygiene for any person not licensed to practice dentistry or dental hygiene to perform any acts other than those acts which meet the following criteria:

- a.* The acts are mechanical in nature and require limited judgment; and
- b.* The acts are performed only under the authorization and direct supervision of a licensed dentist; and
- c.* The acts are performed in a dental treatment setting by an employee for an employing dentist; and
- d.* The acts are an adjunct to services provided by the dentist and require no diagnosis, prescription or treatment planning.

20.2(2) The unauthorized practice of dentistry or dental hygiene would include, but not by way of limitation, the following acts when performed by auxiliary personnel:

- a.* Limited or complete examination, diagnosis, or treatment planning.
- b.* Issuing prescriptions for drugs, medications, or therapeutic devices.
- c.* Making impressions for other than study models, trays, mouthguards and opposing models.
- d.* Delivery, insertion or adjustment of fixed or removable prosthetic devices, including intraoral fabrication of temporary crowns and the removal of excess permanent cementation materials. This does not preclude extra oral fabrication or manipulation of temporary materials, nor does it preclude the removal of excess temporary cement.
- e.* Making adjustments on natural dentition or fixed or removable prosthetic devices.
- f.* Removal of supragingival or subgingival calculus.
- g.* Injection of local anesthetics, parenteral administration of sedative agents or other substances, administration of inhalation sedative agents during induction and recovery, and the administration of general anesthetic agents.
- h.* Performing intraoral restorative procedures including, but not limited to, condensing, carving, or contouring of restorative materials, or the removal of restorative materials.
- i.* Performing endodontic procedures including pulp capping, pulpotomy, pulpectomy, and other internal instrumentations and treatments.
- j.* Surgical cutting of, removal of, or addition to hard or soft tissues, including acid etch restorations or sealants.
- k.* Any other acts which might put the patient at risk for injury or the need for additional remedial care.

20.2(3) Coronal polishing of teeth by a dental assistant using only a rotary instrument and a rubber cup or brush for such purpose, when done at the direction of and under the direct supervision of a li-

censed dentist, is deemed not to be the giving of prophylactic treatment within the purview of Iowa Code section 153.13(2).

650—20.3(153) Direct supervision required. Direct supervision shall mean that the dentist is present in the dental treatment setting at all times while the auxiliary personnel are performing acts prescribed by the dentist which do not constitute the unauthorized practice of dentistry or dental hygiene.

650—20.4(153) Unlawful practice by auxiliary personnel. Auxiliary personnel who assist a dentist in practicing dentistry in any capacity other than as an employee directly supervised by a dentist in a dental office, or who directly or indirectly procure a licensed dentist to act as nominal owner, proprietor or director of a dental office as a guise or subterfuge to enable such auxiliary personnel to engage directly or indirectly in the practice of dentistry, or who perform dental service directly or indirectly on or for members of the public other than as an employee for an employing dentist shall be deemed to be practicing dentistry without a license.

650—20.5(153) Advertising and soliciting dental services prohibited. No auxiliary personnel shall advertise, solicit, represent or hold themselves out in any manner to the general public that they will furnish, construct, repair or alter prosthetic, orthodontic or other appliances, with or without consideration, to be used as substitutes for or as part of natural teeth or associated structures or for the correction of malocclusions or deformities, or that they will perform any other dental service.

This chapter is intended to implement Iowa Code sections 153.17 and 153.33.

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